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By ECF

Hon. John G. Koeltl
Daniel Patrick Moynihan
United States Courthouse
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November 22, 2021

Re: *Kingdom of Belgium v. Xiphias LLC Pension Plan*, 21 Civ. 6392
Kingdom of Belgium v. Traden Investments Pension Plan, 21 Civ. 6399
Kingdom of Belgium v. Lion Advisory Inc. Pension Plan, 21 Civ. 6402
Kingdom of Belgium v. Delvian LLC Pension Plan, 21 Civ. 6404
Kingdom of Belgium v. Michelle Investments LLC Pension Plan, 21 Civ. 6405
Kingdom of Belgium v. Ganesha Industries Pension Plan, 21 Civ. 6407
Kingdom of Belgium v. AOI Pension Plan, 21 Civ. 6408

Dear Judge Koeltl:

We represent Plaintiff Kingdom of Belgium, Federal Public Service Finance (“Belgium”) in the above-referenced actions. In advance of the initial conference scheduled for November 23, 2021 and pursuant to the Court's Individual Practices, we are writing to report on discussions between Belgium and Defendants concerning certain preliminary procedural matters.

- The parties agree that these actions should be consolidated for pretrial purposes, and are in the process of negotiating the terms of a proposed consolidation order. We hope to be able to submit a joint proposed order for the Court's consideration by December 17, 2021.
- Based on its ongoing investigation, Belgium is contemplating adding factual allegations to expand the claims in some of these cases. This would be done by amending one or more of the Complaints, which Belgium proposes to do by no later than January 21, 2022.
- The parties agree that the amendment(s) contemplated by Belgium should take place before briefing on motions to dismiss, as proposed in recent letters from Defendants to the Court. Accordingly, the parties propose to extend the deadline for Defendants to answer or move to dismiss the Complaints in these actions to February 25, 2022.

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- Because Defendants intend to raise issues of subject matter jurisdiction in their proposed motions to dismiss, the parties agree that discovery in these actions should be deferred until the motions to dismiss are adjudicated.

Respectfully submitted,

S/ Jeff E. Butler

Jeff E. Butler